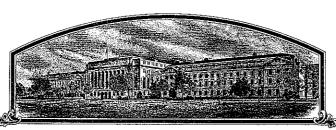
No.



9200049

THIE UNKHED STAYIES OF AMIERICA

TOALL TOWHOM THESE: PRESENTS SHALL, COME;: Pennsylvania Agricultural Experiment Station

Whereas, there has been presented to the

Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED NOVEL VARIETY OF SEXUALLY REPRODUCED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF eighteen years from the date of this grant, subject to the payment of the required fees and periodic replenishment of viable basic seed of the variety in a public repository as provided by LAW, the right to exclude others from selling the variety, or offering it for sale, or reproducing it, importing it, or exporting it, or using it in producing a hybrid or different

TY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT.

UNITED STATES SEED OF THIS VARIETY (1) SHALL BE SOLD BY VARIETY NAME ONLY AS
OF CERTIFIED SEED AND (2) SHALL CONFORM TO THE NUMBER OF GENERATIONS
BY THE OWNER OF THE RIGHTS. (84 STAT. 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

BARLEY

'Pennbar 66'

In Testimony Waterest, I have hereunto set my hand and caused the seal of the Plant Variety Protection Office to be affixed at the City of Washington, D.C.

this 30th day of June in the year of our Lord one thousand nine hundred and ninety-four.

Allosh

Leaneth Herars

Plant Variety Protection Office Agricultural Marketing Service

Cibro EST Socretary of Agriculture Public reporting burden for this collection of information is estimated to average 30 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Office, OIRM, Room 404-W, Washington, D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OM8 #0581-0055), Washington, 20250.

FORM APPROVED: OM8 0581-0055, Expires 1/31/91

U.S. DEPARTMENT OF AGRICULTURE AGRICULTURAL MARKETING SERVICE Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE Information is held confidential until certificate is issued (7 U.S.C. 2426). (Instructions on reverse) 1. NAME OF APPLICANT(S) (as it is to appear on the Certificate)
Pennsylvania Agricultural Experiment Station TEMPORARY DESIGNATION OR VARIETY NAME EXPERIMENTAL NO Pennbar 66 PA8444-66 Pennsylvania State University 4. ADDRESS (street and no. or R.F.D. no., city, state, and ZIP) 5. PHONE (Include area code) FOR OFFICIAL USE ONLY Rm. 229 Agricultural Administration Bldg. PVPO NUMBER University Park, PA 16802 814-865-5410 6. GENUS AND SPECIES NAME 7. FAMILY NAME (Botanical) N G Hordeum vulgare Gramineae Filing and Examination Fee: 8. CROP KIND NAME (Common Name) 9. DATE OF DETERMINATION E 3, 1990 Barley, winter December 10. IF THE APPLICANT NAMED IS NOT A "PERSON," GIVE FORM OF ORGANIZATION (Corporation, partnership, association, etc.) RECE Land Grant University 11. IF INCORPORATED, GIVE STATE OF INCORPORATION 12. DATE OF INCORPORATION 13. NAME AND ADDRESS OF APPLICANT REPRESENTATIVE(S), IF ANY, TO SERVE IN THIS APPLICATION AND RECEIVE ALL PAPERS C. R. Krueger, Assoc. Dean Research Rm. 229 Agricultural Administration Bldg. University Park, PA 16802 814-865-5410 PHONE (Include area code): 14. CHECK APPROPRIATE BOX FOR EACH ATTACHMENT SUBMITTED (Follow INSTRUCTIONS on reverse) X Exhibit A, Origin and Breeding History of the Variety. X Exhibit B, Novelty Statement. Exhibit C, Objective Description of Variety. Exhibit D, Additional Description of Variety. Exhibit E, Statement of the Basis of Applicant's Ownership. Seed Sample (2,500 viable untreated seeds). Date Seed Sample mailed to Plant Variety Protection Office Filing and Examination Fee (\$2,150) made payable to "Treasurer of the United States." Х 15. DOES THE APPLICANT(S) SPECIFY THAT SEED OF THIS VARIETY BE SOLD BY VARIETY NAME ONLY AS A CLASS OF CERTIFIED SEED? (See section 83(a) of the Plant Variety X YES (If "YES," answer items 16 and 17 below) NO (If "NO," skip to item 18 below) 16. DOES THE APPLICANT(S) SPECIFY THAT THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS? IF "YES" TO ITEM 16, WHICH CLASSES OF PRODUCTION BEYOND BREEDER SEED? X CERTIFIED X YES X FOUNDATION REGISTERED 18. DID THE APPLICANT(S) PREVIOUSLY FILE FOR PROTECTION OF THE VARIETY IN THE U.S.? YES (If "YES," through Plant Variety Protection Act Patent Act. Give date: 19. HAS THE VARIETY BEEN RELEASED, USED, OFFERED FOR SALE, OR MARKETED IN THE U.S. OR OTHER COUNTRIES? YES (If "YES," give names of countries and dates) X NO 20. The applicant(s) declare(s) that a viable sample of basic seeds of this variety will be furnished with the application and will be replenished upon request in accordance with such regulations as may be applicable. The undersigned applicant(s) is (are) the owner(s) of this sexually reproduced novel plant variety, and believe(s) that the variety is distinct, uniform, and stable as required in section 41, and is entitled to protection under the provisions of section 42 of the Plant Variety Protection Act. Applicant(s) is (are) informed that false representation herein can jeopardize protection and result in penalties. CAPACITY OR TITLE SIGNATURE OF APPLICANT [Owner(s)] Associate Dean for Research SIGNATURE OF APPLICANT (Owner(s)) CAPACITY OR TITLE

EXHIBIT-A, Origin and Breeding History of Pennbar 66 Winter Barley

Pedigree: Harrison/3/Cebada Capa/Wong//Awnleted Hudson Selection/4/Hanover /Jefferson//Barsoy

The bulk breeding method was used to develop Pennbar 66 winter barley and the initial selection was made in the F_7 generation. Pennbar 66 was derived from row 8336-1201 in the 1983 Headrow Nursery at The Pennsylvania State University. Pennbar 66 was bred and selected for high grain yield, high test weight, winter survival, standability, and field resistance to diseases.

1981-83 Some reselection was practiced in row nurseries.

1984 Grown in plot 8444-66 of the Seed Increase Nursery.

Seed from PA8444-66 was increased for use in trials in subsequent years. A low frequency of awnleted variants was observed.

1985-90 Evaluated in replicated yield trials in Centre County, Pennsylvania.

1987-90 Evaluated in replicated yield trials in Lancaster County, Pennsylvania.

1986 Freezing hardiness evaluated in laboratory tests.

1989-90 Evaluated in the Uniform Barley Winter Hardiness Nursery and the Uniform Barley Yield Nursery.

1990 Evaluated in agronomic trials in Maryland.

Seed of PA8444-66 (Pennbar 66) tracing to 1984 seed increase was grown in isolation for seed increase. A low frequency of awnleted variants as well as variants with longer awns were observed. Head selections were made for evaluation in headrows in 1989. Two bushels of breeder seed were harvested after head selection.

Headrows were grown in isolation and evaluated for plant type.

Rows having plants with an atypical awn type or slightly taller variants were eliminated.

Selected headrows were evaluated in plots that were three feet wide and 12 feet long. A low frequency of awnleted variants as well as variants with longer awns were observed. The variants were removed and one hundred typical heads were selected from each of the 102 selected plots for the next generation of breeder seed in 1991. Five bushels of breeder seed were produced.

Hand harvested heads from each of the 102 selected plots in 1990 were threshed and seeds were grown in 102 plots that were three feet wide and 24 feet long. A low frequency of awnleted variants (less than one half of one percent) was still observed and nineteen bushels of breeder seed were produced. As in 1990, 100 typical awned heads were hand selected from each of the 102 plots to produce breeder seed in 1992.

1992

Hand harvested heads from each of the 102 plots were threshed and seeds were grown in 102 plots that were three feet wide and 24 feet long. A low frequency of awmleted variants (less than one half of one percent) were observed and 17 bushels of breeder seed were produced. Again 100 typical awned heads were hand selected from each of the 102 plots for the production of breeder seed in 1993.

In breeder seed production of 1984, 1985, 1990, 1991, and 1992, a low frequency of variants of less than one half of one percent appeared. Seed of Pennbar 66 can be maintained and reproduced within commercially acceptable limits.

EXHIBIT-B, Novelty Statement.

Pennbar 66 is a six-row, hulled, winter feed barley with fully awned spikes. It most nearly resembles Barsoy and Ray, two other winter barley varieties with fully awned spikes. Differences include, but are not necessarily restricted to the following:

Pennbar 66 compared to Barsoy:

- 1. Pennbar 66 heads about 6-7 days later (Table 1).
- 2. Pennbar 66 has a straight neck.
- 3. Pennbar 66 is about 5 cm (2 inches) taller (Table 1 and 2).
- 4. Pennbar 66 is more resistant to leaf rust (Table 3).
- 5. Grain yield of Pennbar 66 is about 50 percent higher in Centre County, and 14 percent higher in Lancaster County, Pennsylvania (Tables 1 and 2).
- 6. Pennbar 66 has better lodging resistance (Table 4).
- 7. Pennbar 66 has better freezing resistance (Table 5).

Pennbar 66 compared to Ray:

- 1. Pennbar 66 heads about 2-3 days earlier (Table 1).
- 2. Pennbar 66 is about 13 cm (5 inches) shorter (Tables 1 and 2).
- 3. Pennbar 66 is more resistant to net blotch (Table 3).
- 4. Grain yield is about 11 percent higher in Centre County and 14 percent higher in Lancaster County, Pennsylvania (Tables 1 and 2).

Table 1. Performance of Pennbar 66 in Centre County, Pennsylvania during 1986-1990.

		1/A)	Year			Ave	rage
Entry	<u>1990</u>	<u>1989</u>	<u> 1988</u>	<u> 1987</u>	<u> 1986</u>	2 yr.	<u>5 yr</u>
Pennbar 66	130	101	182	112	113	116	128
Pennco	139	96	159	126	11 4	118	127
Barsoy	82	71	127	48	77	77	81
Ray	127	80				104	
LSD (.05)	9	8	17	11	10		
BUSHEL	WEIGHT (lb/bu)	· · · · · · · · · · · · · · · · · · ·	· , , , , , , , , , , , , , , , , , , ,			
Pennbar 66	50.3	47.0	53.3	49.6	48.1	48.9	49.7
Pennco	48.1	43.7	51.1	47.8	45.2	45.9	47.2
Barsoy	50.5	46.9	53.8	48.8	49.6	48.7	49.9
Ray	49.6	47.6				48.6	
LSD (.05)	0.7	0.9	0.7	0.9	1.1		
PLANT HI	EIGHT (i	n)					
Pennbar 66	37	36	41	35	32	37	36
Pennco	37	37	38	37	32	37	36
Barsoy	29	33	38	29	29	31	32
lay 	41	42				42	
SD (.05)	2	2	2	3	2		
HEADING	DATE (da	ate in Ma	ay)			- P- P- 14-84-Mirror	
ennbar 66	14	22				18	
ennco	12	19				16	
arsoy	8	13				11	
arsoy	0	1.0				11	

Table 2. Performance of Pennbar 66 in Lancaster County, Pennsylvania during 1987-1990.

			ear		Ave	rage
Entry	1990	1989	<u>1988</u>	<u>1987</u>	2 yr.	4 yr
Pennbar 66	108	99	116	106	104	107
Pennco	92	84	127	105	88	102
Barsoy	84	94	91	100	89	92
Ray	101	76			89	
LSD (.05)	13	26	14	21		
	·					
BUSHEL	WEIGHT (1b.	/bu)				
Pennbar 66	51.1	46.8	52.9	48.4	49.0	49.8
Pennco	48.2	42.2	49.6	45.7	45.2	46.4
Barsoy	52.6	47.2	52.8	49.3	50.0	50.0
Ray	51.1	48.4			50.5	
LSD (.05)	0.5	1.9	0.9	1.6		,
PLANT HE	EIGHT (in)					
Pennbar 66	36	39	36	41	38	38
Pennco	34	40	38	40	37	38
Barsoy	34	39	36	42	37	38
Ray	41	45			43	
LSD (.05)	2	2				

Table 3. Leaf disease reaction of Pennbar 66 and barley cultivars observed in the field in Center and Lancaster Counties.

CENT RE	COUNTY							
<u>Entry</u>	1990 	_eaf_ru 	1986	Net 1989 (0-5)†	blot 1987 %	ch 1986 %	Scald 1987 %	Powdery Mildew 1986 %
Pennbar 66 Pennco Barsoy Ray	0 0 50 0	1 3 21	1 7 47 	1.0 2.0 4.0 3.0	1 8 5	0 12 1	1 0 13 -	0.3 0.1 0.0
LSD (.05)	_	10	8	0.7	7	6	6	0.6

*Rating scale: 0 = none, 5 = severe.

LANCASTER COUNTY

	1987				
<u>Entry</u>	Net blotch	Leaf rust	Powdery Mildew		
Pennbar 66	1	3	9		
Pennco	10	5	0		
Barsoy	<u> </u>	48	18		
LSD (.05)	8	10	7		

Note: Except as indicated, data are percentages of leaf area affected.

Table 4. Percentage lodging of Pennbar 66 and barley cultivars in two locations in Pennsylvania where good differential lodging occurred.

	County		
	Centre <u>1989</u>	Lancaster <u>1987</u> %	
Pennbar 66	0	0	
Pennco	3	21	
Barsoy	69	38	
Ray	10	<u></u>	
LSD (.05)	7	26	

Table 5. Freezing hardiness of winter barley varieties and selections (86FZ16).

-	Cultivar or selection	Freezing+ score		
	Maury Pennbar 66 Pennco Barsoy	5.4 4.3 4.2 1.8		
· · · · ·	LSD (.05)	1.0		
	C.V. (%)	13.6		

⁺Scale 0 through 6 based on recover growth; 0 = no regrowth, 6 = vigorous regrowth.

U.S. DEPARTMENT OF AGRICULTURE AGRICULTURAL MARKETING SERVICE ETVESTOCK AND SEED BLVISION BELTSVILLE, MARYLAND 20705

EXHIGIT C (Barley)

OBJECTIVE DESCRIPTION OF VARIETY

INSTRUCTIONS: See Reverse. BARLEY (HORDEUM VUL	LGARE)
Pennsylvania Agricultural Experime	ent FOR OFFICIAL USE ONLY
Station, Pennsylvania State University	920049
Rm. 229 Agricultural Administration Building	VARIETY NAME OR TEMPORARY
University Park, PA 16802	Pennbar 66
Place the appropriate number that describes the varietal character of this v	tagian is at the tage to the
Place a zero in titst box (i.e. 0 8 9 or 0 9) when number is either	99 or less or 9 or less.
1. GROWTH HABIT: 3 1 - SPRING 2 - FACULTATIVE WINTER 3 - WINTER 2 - P	
	ariy Growth: 1 = PROSTRATE 2 = SEMIPROSTRATE 3 = ERECT
2. MATURITY (50% Flowering): Barsoy Pennco	Ray
3 1 - EARLY (CHICKHIN XMHOUR) 2 - MIDSEASON (EXXXXX 3 - LATE	(KKKK)
2 No. of days Earlier than 3 Barsov Pennco	Ray Markan 3-rangursix 4-dickson
7 No. of days Later than 1 5 - PIROLINE 6 - PRIMUS	7 - UNITAN
3. PLANT HEIGHT (From soil level to top of head):	
3 1 - SEMIDWARF 2 - SHORT KONTONIA MANNEY 3 - MEDIUM TALL	Pennco Ray
	(校文文章) 4 = TALL (Socripion)
15 Cm. Shorter than 3	
0 5 Cm. Taller than 1 5 - PIROLINE 6 - PRIMUS	7 = UNITAN
4. STEM:	
3 Exertion (Flue to spike at maturity): 3 = 10 - 15 cm. Anch	ocyanin: 1 - ABSENT 2 - PRESENT
0 3. NO. OF NODES (Originating from node above ground)	
1 - CLOSED 2 - V-SHAPED 3 - OPEN 1	1 - STRAIGHT 2 - SNAKY
	e of Neck: 3 - OTHER (Specify)
8. LEAF:	
Basel leaf sheath (seedling): 1 = GLABROUS 2 = PUBESCENT 2 Position	on of flag leaf (at boot stage): 2 = UPRIGHT
2 Waxiness: 1 - ABSENT (Glossy) 2 - SLIGHTLY WAXY 1 3 - WAXY	M, WIDTH (First leaf below flag leaf)
	cyanin in leaf sheath: 1 = ABSENT 2 = PRESENT
8. HEAD:	
2 Type: 1 - TWO-ROWED 2 - SIX-ROWED 3 Denair	1 = LAX 2 = ERECT (Not dense) Y: 3 = ERECT (Dense)
Shape: 1 - TAPERING 2 - STRAP 3 - CLAVATE 4 - OTHER (Specify) Compact 2 Waxing	ess: 1 = ABSENT (Glossy) 2 = SLIGHTLY WAXY 3 = WAXY
1 - NONE 2 - ATTIP	(Hair on edge): 1 = LACKING 2 = FEW 3 = COVERED
. GLUME:	
2 Length: 1 = 1/3 OF LEMMA 2 = 1/2 OF LEMMA 3 Hairs:	1 - NONE 2 - SHORT 3 - LONG
Hair covering: 1 - NONE 2 - RESTRICTED TO MIDDLE 3 - CONFIN	ED TO BAND 4 - COMPLETELY COVERED
3 - MORE THAN EQUAL TO LENGTH OF GLUMES 2 - EQUAL TO 3 - MORE THAN EQUAL TO LENGTH OF GLUMES	O LENGTH OF GLUMES
Awn Surface: 1 = SMOOTH 2 = SEMISMOOTH 3 = ROUGH	

ORM LPGS-470-5 (8-80) (Replaces edition dated 4-78 which may be used)

5 Awn: 3-SH	YNLESS 2 = AWNLETS ON CENTRAL RO IORT ON CENTRAL ROWS, AWNLETS ON LA DNG (longer then spike) 6 = HOODED							
4 Awn Surface: 1 - AWNLESS 2 - SMOOTH 3 - SEMISMOOTH 4 - ROUGH								
Z Teeth: 1 - ABS	Z Teeth: 1 - ABSENT 2 - FEW 3 - NUMEROUS 1 Hair: 1 - ABSENT 2 - PRESENT							
11 1 Shane of base:	Shape of base: 1 = DEPRESSION 2 = SLIGHT CREASE 2 Rachilla Hairs: 1 = SHORT 2 = LONG 3 = TRANSVERSE CREASE							
9. STIGMA:		•						
1 Hairs: 1 - FEW	2 = MANY .							
10, SEED:	•							
2 Type: 1 = NAK	ED 2 - COVERED	Hairs on Ventral F	urrow: 1 = ABSENT 2 = PRESENT					
12 } Lebyth:	ORT (8.0 mm.) 2 = SHORT TO MIDLONG DLONG TO LONG (9.0 - 10.5 mm.)		DLONG (8.5 - 9.5 mm.) NG (10.0 mm.)					
2 Wrinkling of hull:	1 = NAKED 2 = SLIGHTLY WRINKLED	3 - SEMIWRINKLED	4 - WRINKLED					
1 Aleurone Calor:	1 = COLORLESS (White or Yellow) 2 = 8	LUE						
PERCENT AS	BORTIVE	3 2 GMS, PER 10	00 SEEDS					
11. DISEASE: (0 = Not	Tested, 1 = Susceptible, 2 = Resistant)	· · · · · · · · · · · · · · · · · · ·						
0 SEPTORIA	1 NET BLOTCH	1 ѕрот вьотсн	1 POWDERY MILDEW					
1 LOOSE SMUT	0 BACTERIAL BLIGHT	0 COVERED SMUT	0 FALSE LOOSE SMUT					
0 STEM RUST	0 STEM RUST 2 LEAF RUST 0 SCAB 2 SCALD							
0 AY 0 BSMV 1 BYDV 0 OTHER (Specify)								
12. INSECT: (0 = Not te:	sted, 1 = Susceptible, 2 = Resistant)							
0 GREEN BUG	0 ENGLISH GRAIN APHID	O CHINCH BUG	0 ARMYWORM					
0 GRASS HOPPERS	O CERIAL LEAF BETTLE	OTHER (Specify)						
) O GP O A	0 a 0 c	·					
HESSIAN FLY RA								
) O D O E	0 F 0 G						
13. CHEMICAL (0 = Not	Tested, 1 = Susceptible, 2 = Resistant)							
0 OTHER (Specify)								
14. INDICATE WHICH VARIETY MOST CLOSELY RESEMBLES THAT SUBMITTED:								
7	NAME OF VARIETY	CHARACTER	NAME OF VARIETY					
CHARACTER Plant tillering	Pennco	Seed size	Barsov					
Leaf size	Pennco	Coleoptile siongation						
Lesf color		Seedling pigmentation						
Leaf carriage	Pennco							
REFERENCES: The following publications may be used as a reference aid for the standardization of character descriptions and terms used in this form: 1. Wiebe, G. A., and D. A. Reid, 1961, Classification of Barley Varieties Grown in the United States and Canada in 1958, Technical Bulletin No. 1224, U.S. Dept. of Agriculture. 2. Reid, D. A., and G. A. Wiebe, 1968, Barley: Origin, Botany, Culture, Winter Hardiness, Genetics, Utilization, Pests, Agriculture Handbook No. 338, U.S. Dept. of Agriculture. pp. 61-84. 3. Malting Barley Improvement Association, Milwaukee, Wisconsin, 1971, Barley Variety Dictionary.								

COLOR: Nickerson's or any recognized color fan may be used to determine color of the described variety.
FORM LPGS-470-5 (8-80) (REVERSE)

EXHIBIT-E, Statement of Basis of Applicant's Ownership

Pennbar 66 winter barley was developed at The Pennsylvania State University by Dr. Marvin L. Risius. By agreement, the Pennsylvania Agricultural Experiment Station seeks Plant Variety Protection for the variety, Pennbar 66.